

Please Direct All Correspondence to Customer Number 20995

TERMINAL DISCLAIMER UNDER 37 CFR § 1.321

Applicant	:	Hirayama et al.
App. No	:	10/590,046
Filed	:	June 15, 2007
For	:	BASE MATERIAL FOR PATTERN-FORMING MATERIAL, POSITIVE RESIST COMPOSITION AND METHOD OF RESIST PATTERN FORMATION
Examiner	:	Johnson, Connie P.
Art Unit	:	1795

Disclaimer by Assignee

Assignee, Tokyo Ohka Kogyo Co., Ltd. (“Assignee”), hereby disclaims, except as provided below, the terminal part of any patent granted on the above-referenced application which would extend beyond the earliest expiration date of the full statutory term of U.S. Patent No. 7,504,196, and any patents issuing from U.S. Patent Application Nos. 11/572,630, 11/917,458 and 11/718,091, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the above-identified application, U.S. Patent No. 7,504,196, and any patents issuing from U.S. Patent Application Nos. 11/572,630, 11/917,458 and 11/718,091 are commonly owned. This agreement extends to any patent granted on the above-referenced application and shall be binding on its successors or assigns.

Assignee does not disclaim any terminal part of any patent granted on the above-referenced application prior to the earliest expiration date of the full statutory term of U.S. Patent No. 7,504,196 or any patents issuing from U.S. Patent Application Nos. 11/572,630, 11/917,458 and 11/718,091, and that of any patent issuing on the above-identified application in the event that either one later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its full statutory term, except for the separation of legal title stated above.

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Right of Assignee and Ownership

In accordance with 37 C.F.R. § 3.73(b), Assignee represents that it is the owner of a 100 percent interest in both the above-identified application and commonly owned U.S. Patent No. 7,504,196, and U.S. Patent Application Nos. 11/572,630, 11/917,458 and 11/718,091. The assignment from the inventors to the assignee of the present application is recorded at Reel No. 019638, Frame No. 0284. The assignment of Patent No. 7,504,196 was recorded at Reel No. 019866, Frame No. 0500 on September 21, 2007 by the Assignment Branch of the Patent and Trademark Office. The assignment of Patent Application No. 11/572,630 was recorded at Reel No. 018848, Frame No. 0090 on February 2, 2007 by the Assignment Branch of the Patent and Trademark Office. The assignment of Patent Application No. 11/917,458 was recorded at Reel No. 020252, Frame No. 0236 on December 13, 2007 by the Assignment Branch of the Patent and Trademark Office. The assignment of Patent Application No. 11/718,091 was recorded at Reel No. 019332, Frame No. 0822 on May 22, 2007 by the Assignment Branch of the Patent and Trademark Office. These assignments represent the complete chain of title from the inventors to the assignee in each of the foregoing patent properties. Assignee represents that, to the best of Assignee's knowledge and belief, title is in the Assignee seeking to take action.

Empowerment of Attorney

Pursuant to 37 C.F.R. 1.321(a) the undersigned attorney of record is empowered to act on behalf of the Assignee, by virtue of a Power of Attorney.

This Terminal Disclaimer is accompanied by the \$130 fee set forth in 37 C.F.R. § 1.20(d).

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR LLP

Date: June 17, 2010

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